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Date: August 14, 2006

/Jessica Sexton/  
Jessica Sexton

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re patent application of:

Applicant(s): Peter Merchant

Examiner: Seung H. Lee

Serial No: 09/546,962

Art Unit: 2876

Filing Date: April 11, 2000

Title: PIEZOELECTRIC SCAN SYSTEM

**Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450**

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**REPLY TO INTERVIEW SUMMARY DATED JULY 14, 2006**

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Dear Sir:

This interview summary is in response to a telephone interview between Examiner, Seung H. Lee and Applicant's representative, Bhavani Rayaprolu. Applicant's representative thanks the Examiner for the courtesies extended during the telephonic interview conducted on June 28, 2006. The Examiner was contacted to clarify an aspect of Applicants' claimed invention in relation to the cited reference. It was submitted to the Examiner that Brobst *et al.* does not teach or suggest shape-controlling system selectively varying the shape of the reflector, whereby the second portion scans across at least a portion of the target. The piezoelectric system of Brobst *et al.* only changes the focus of the scanning beam but does not cause the beam to

sweep across the bar code. The Examiner however disagreed stating that the piezoelectric reflector of Brobst *et al.* reflects the scanning beam.

No fee is believed to be due but in the event any fees are due in connection with this document, the Commissioner is authorized to charge those fees to Deposit Account No. 50-1063 [TELNP202USA].

Respectfully submitted,  
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